

UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

CIVIL RIGHTS DEPARTMENT,

Plaintiff,

v.

GRIMMWAY ENTERPRISES, INC.,

Defendant.

No. 2:21-cv-01552-DAD-AC

ORDER DIRECTING THE FILING OF
SUPPLEMENTAL BRIEFING

(Doc. Nos. 118, 122, 124)

This matter is before the court on defendant's motion to deny class certification, defendant's motion to strike class or group claims, and the parties' cross-motions for summary judgment. (Doc. Nos. 118, 122, 124.) Plaintiff and defendant are directed to file supplemental briefing addressing the following issues:

1. Whether, in light of the text of the statute, precedent, and/or legislative history, plaintiff Civil Rights Department ("CRD") has authority to sue under the Americans with Disabilities Act ("ADA");
2. The relevance of 42 U.S.C. §§ 2000e-5(c), 2000e-5(f)(1), 12117(a) to question (1);
3. Whether 42 U.S.C. §§ 2000e-5(c), 2000e-5(f)(1), as incorporated by § 12117(a), limit the role of state agencies to enforcement of state and local discrimination laws and deprive state agencies of the authority to bring suit under the ADA;
4. Whether defendant's motion to deny class certification is moot;

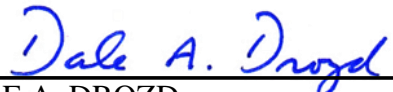
1 5. Whether defendant's motion to strike class or group claims is untimely; and

2 6. Whether the court should exercise supplemental jurisdiction over plaintiff's state
3 law claims if only plaintiff's state law claims remain.

4 Plaintiff and defendant shall each file a supplemental brief addressing only these issues no
5 later than June 10, 2025.

6
7 IT IS SO ORDERED.

8 Dated: May 19, 2025



DALE A. DROZD
UNITED STATES DISTRICT JUDGE